

REMARKS

Claims 1, 3-7 and 9-12 are pending.

These claims have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite.

The Examiner takes the position that the limitation relating to storing packets a predetermined consecutive number of times is unclear.

In response, claims 1, 4, 5, 6, 7, 10, 11 and 12 have been amended to rephrase this limitation.

It is noted that the amendment is made per the Examiner's suggestion. In the Office Action, the Examiner questions whether the consecutive number of times "represents the number of different packets that arrive and get stored in the buffer region."

Based on the Examiner's helpful suggestion, the phrase "when the received packets are stored in the third region of the jitter buffer a predetermined consecutive number of times or more" is replaced with "when at least a predetermined number of packets, which arrive consecutively, is stored in the third region of the jitter buffer."

Accordingly, no new issue is added.

Further, claim 1 has been amended to correct a typo, and claim 10 has been amended to add a missing paragraph. It is noted that this paragraph is present in the other independent claims 1, 4, and 7. Therefore, no new issue is added.

Entry of the amendments under 37 CFR § 1.116 is respectfully requested because the amendments comply with requirements of form expressly set forth in a previous Office Action, and raise no new issues.

In view of the foregoing, and in summary, claims 1, 3-7 and 9-12 are considered to be in condition for allowance. Favorable reconsideration of this application, as amended, is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read 'A. Yampolsky', written over a horizontal line.

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